

THURSDAY, FEBRUARY 12, 2004

SIXTIETH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 9:00 a.m., and was called to order by Mr. Speaker Wilder.

PRAYER

The proceedings were opened with prayer by Dr. Ken Clayton of Tulip Grove Baptist Church in Nashville, Tennessee, a guest of Senator Beavers.

PLEDGE OF ALLEGIANCE

Senator Beavers led the Senate in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 32

Senators present were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

INTRODUCTION OF BILLS

The Speaker announced that the following bills were filed for introduction and passed first consideration:

Senate Bill No. 3467 by Senator Miller.

Athens -- Subject to local approval, changes charter of City of Athens. Amends Chapter 455 of the Private Acts of 1953.

Senate Bill No. 3468 by Senator Norris.

Insurance, Health, Accident -- Requires health insurance providers to provide covered medical treatment for an insured notwithstanding the insured's blood alcohol content. Amends TCA Section 56-26-109.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committee:

Senate Bill No. 3463 held on desk.

Senate Bill No. 3464 held on desk.

Senate Bill No. 3465 held on desk.

Senate Bill No. 3466 referred to Committee on Delayed Bills.

INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 753 by Senator Crowe.
Memorials, Congratulations -- Blue Springs Christian Church, 110th anniversary.

Senate Joint Resolution No. 754 by Senator Crowe.
Memorials, Public Service -- Commissioner Fred Phillips, Tennessee Department of Safety.

Senate Resolution No. 125 by Senator Cohen.
Memorials, Congratulations -- Karlescia Perkins, Distinguished Finalist, Prudential Spirit of Community Award.

Senate Resolution No. 126 by Senator Cohen.
Memorials, Public Service -- Megan Robb, Distinguished Finalist, 2004 Prudential Spirit of Community Awards.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 739 -- Memorials, Retirement -- Bill Moore, TDOT.

The Speaker announced that he had referred Senate Joint Resolution No. 739 to Committee on Calendar.

Senate Joint Resolution No. 740 -- Memorials, Death -- Thomas Patrick Seigenthaler.

The Speaker announced that he had referred Senate Joint Resolution No. 740 to Committee on Calendar.

Senate Joint Resolution No. 741 -- Memorials, Personal Occasion -- Josie Mae Scott, 100th birthday.

The Speaker announced that he had referred Senate Joint Resolution No. 741 to Committee on Calendar.

Senate Joint Resolution No. 742 -- Memorials, Professional Achievement -- Mike Stockdale, Conservation Law Enforcement Award.

The Speaker announced that he had referred Senate Joint Resolution No. 742 to Committee on Calendar.

Senate Joint Resolution No. 743 -- Memorials, Retirement -- Dick Tidwell.

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The Speaker announced that he had referred Senate Joint Resolution No. 743 to Committee on Calendar.

Senate Joint Resolution No. 744 -- Memorials, Death -- Professor David H. Cooper of UT-Martin.

The Speaker announced that he had referred Senate Joint Resolution No. 744 to Committee on Calendar.

Senate Joint Resolution No. 745 -- Memorials, Death -- James R. "Bobby" Woods.

The Speaker announced that he had referred Senate Joint Resolution No. 745 to Committee on Calendar.

Senate Joint Resolution No. 746 -- General Assembly, Directed Studies -- Directs Department of Education to study and evaluate the quality of curriculums and policies and procedures relative to punishment utilized by Tennessee alternative schools and present findings and recommendations to the education oversight committee.

The Speaker announced that he had referred Senate Joint Resolution No. 746 to Committee on Delayed Bills.

Senate Joint Resolution No. 747 -- General Assembly, Studies -- Continues special joint committee on restructuring of electric utility industry until Feb. 28, 2005.

The Speaker announced that he had referred Senate Joint Resolution No. 747 to Committee on Delayed Bills.

Senate Joint Resolution No. 749 -- Memorials, Death -- Melbourne Davis "M. D." Overton, Sr.

The Speaker announced that he had referred Senate Joint Resolution No. 749 to Committee on Calendar.

Senate Joint Resolution No. 750 -- Memorials, Sports -- Shaun Carl Micheel, Winner of 85th PGA Championship.

The Speaker announced that he had referred Senate Joint Resolution No. 750 to Committee on Calendar.

Senate Joint Resolution No. 751 -- Memorials, Retirement -- Bill Moore.

The Speaker announced that he had referred Senate Joint Resolution No. 751 to Committee on Calendar.

Senate Resolution No. 123 -- Memorials, Professional Achievement -- Mildred Parrish, Ewing Park Middle School's Teacher of the Year.

The Speaker announced that he had referred Senate Resolution No. 123 to Committee on Calendar.

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Senate Resolution No. 124 -- Memorials, Public Service -- Christine Farmer, 2004 Top Middle Level Youth Volunteer, Prudential Spirit of Community Awards.

The Speaker announced that he had referred Senate Resolution No. 124 to Committee on Calendar.

CAPTION BILL REFERRALS

Pursuant to Rule 28, the following bills were recalled from the Clerk's desk and referred to committee:

Senate Bill No. 2348 referred to Committee on Finance, Ways and Means, with amendment.

Senate Bill No. 2349 referred to Committee on Finance, Ways and Means, with amendment.

Senate Bill No. 2350 referred to Committee on Finance, Ways and Means, with amendment.

Senate Bill No. 2378 referred to Committee on Judiciary, without amendment.

Senate Bill No. 2898 referred to Committee on Finance, Ways and Means, with amendment.

Senate Bill No. 2899 referred to Committee on State and Local Government, with amendment.

Senate Bill No. 3134 referred to Committee on Finance, Ways and Means, without amendment.

Senate Bill No. 3205 referred to Committee on General Welfare, Health and Human Resources, with amendment.

Senate Bill No. 3392 referred to Committee on Commerce, Labor and Agriculture, with amendment.

Senate Bill No. 3394 referred to Committee on Commerce, Labor and Agriculture, with amendment.

Senate Bill No. 3424 referred to Committee on Commerce, Labor and Agriculture, with amendment.

Senate Bill No. 3431 referred to Committee on General Welfare, Health and Human Resources, with amendment.

CONSENT CALENDAR NO. 1

Objections having been raised, the following bill was placed at the heel of the calendar for Thursday, February 19, 2004, pursuant to Rule 38: **Senate Joint Resolution No. 737**.

House Joint Resolution No. 838 -- Memorials, Personal Achievement -- Katherine Hayes.

House Joint Resolution No. 840 -- Memorials, Retirement -- Danny Cunningham.

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House Joint Resolution No. 841 -- Memorials, Academic Achievement -- Perry L. Stout, Juris Doctor.

House Joint Resolution No. 842 -- Memorials, Personal Occasion -- Mr. and Mrs. Pond, 57th wedding anniversary.

House Joint Resolution No. 843 -- Memorials, Public Service -- Kingston Springs Fire Department.

House Joint Resolution No. 844 -- Memorials, Sports -- Terrence Bell, All-West Tennessee Offensive Player of the Year, football.

House Joint Resolution No. 845 -- Memorials, Death -- Reverend James Henry Walton.

House Joint Resolution No. 847 -- Memorials, Death -- John T. Bragg.

Senate Joint Resolution No. 738 -- Memorials, Recognition -- Nashville Rotary Club.

Senate Joint Resolution No. 739 -- Memorials, Retirement -- Bill Moore, TDOT.

Senator Crowe moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 32 |
| Noes | 0 |

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Senate Bill No. 2183 -- Utilities, Utility Districts -- Increases time utility districts may invest money in funds from two years to four years. Amends TCA Title 7, Chapter 82, Part 1.

Senate Bill No. 2184 -- Municipal Government -- Increases time municipalities may invest money from two years to four years. Amends TCA Section 6-56-106.

Senate Bill No. 2341 -- Planning, Public -- Provides that owner of any new subdivision development located within 1,000 feet of any existing sport shooting range must provide on plat filed with county notice stating that property is located near established shooting range and property conditioned on acceptance of annoyance or inconvenience that might be caused by shooting range activities. Amends TCA Title 13.

Senate Bill No. 2430 -- Firefighters -- Clarifies that firefighters are eligible for educational incentives rather than bonuses; authorizes members of commission on firefighting personnel

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standards and education to remain on commission until a successor is appointed; specifies that training and education classifications apply to "fire service personnel" instead of just "firefighters". Amends TCA Title 4, Chapter 24.

Senate Bill No. 2434 -- Public Contracts -- Permits written notice to contractor who executed bond or public official in charge of letting or awarding public contract to be mailed by return receipt certified mail instead of registered mail. Amends TCA Section 12-4-205.

Senate Bill No. 2746 -- Children -- Extends existence of select committee on children and youth from 2004 to 2008. Amends TCA Section 3-15-208.

Senator Crowe moved that all Senate Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

LOCAL BILL
CONSENT CALENDAR

Senate Bill No. 2595 -- Wayne County -- Subject to local approval, imposes \$30.00 wheel tax.

On motion, Senate Bill No. 2595 was made to conform with **House Bill No. 2604**.

On motion, House Bill No. 2604, on same subject, was substituted for Senate Bill No. 2595.

Senator Crowe moved that **House Bill No. 2604** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 29
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Person, Ramsey, Trail, Williams and Mr. Speaker Wilder--29.

A motion to reconsider was tabled.

CALENDAR

Senate Bill No. 1539 -- Criminal Offenses -- Increases penalty for willful collection of usury; increases penalty for violation of collection service laws from Class C misdemeanor to Class B misdemeanor. Amends TCA Title 47, Chapter 14 and Title 62, Chapter 20.

Senator Person moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 62, Chapter 20, Part 1, is amended by adding a new section thereto, as follows:

Section 62-20-127. (a) A collection service holding a valid license under this chapter may take assignment of accounts, bills, notes or other indebtedness held by another person or entity, for the purpose of billing, collecting or filing suit in the collection service licensee's own name, as the real party in interest, if all the following requirements have been met:

(1) The assignment was voluntary, properly executed, and acknowledged by the person or entity making the assignment to the collection service licensee;

(2) The original agreement between the creditor and the debtor does not prohibit assignments;

(3) The assignment was manifested by a written agreement stating the effective date of the assignment and the consideration paid or given, if any, for the assignment. The written agreement must also disclose that the collection service licensee may, for purposes of litigation, consolidate the assigned account, bill, note or other indebtedness with those of other creditors against the individual debtor or co-debtors; and

(4) Upon the effective date of the assignment to the collection service licensee, the account maintained by the assigning party is cancelled as of the assignment date.

(b) A collection service licensee may commence litigation for the collection of an assigned account, bill, note or other indebtedness in a court of competent jurisdiction located in the county in which the debtor resides, or in the case of co-debtors, a county in which one of the co-debtors resides.

(c) No collection service licensee shall commence any litigation authorized by this section, unless the collection service licensee appears by an attorney admitted to practice law in the State of Tennessee.

(d)(1) For purposes of commencing litigation, a collection service licensee that has taken an assignment or assignments pursuant to this section may consolidate the assigned accounts, bills, notes or other indebtedness of one or more creditors against one individual debtor or co-debtors, in one case. Each assigned account, bill, note or indebtedness must be separately identified and plead in any consolidated action authorized by this section. The individual amount of each account, bill, note or other indebtedness that forms the basis for any consolidated action shall not exceed two hundred dollars

(\$200) each, as identified and plead by the collection service licensee, exclusive of court costs, attorney fees and interest that may have accrued before the filing of the consolidated action. The aggregate amount of consolidated accounts, bills, notes and other indebtedness in any one case shall not exceed five hundred dollars (\$500), as identified and plead by the collection service licensee, exclusive of court costs, attorney fees and interest that may have accrued before the filing of the consolidated action. Court costs shall be assessed to the losing party. Interest and attorney fees and reimbursable expenses shall be assessed against the losing party, if provided in any of the consolidated accounts, bills, notes or other indebtedness, or as otherwise permitted or required by law.

(2) If a debtor or co-debtor raises a good faith dispute concerning any account, bill, note or other evidence of indebtedness, the court shall dismiss the account, bill, note or other evidence of indebtedness, without prejudice. The collection service licensee may bring a separate case for any such disputed account, bill, note or other evidence of indebtedness within one (1) year of dismissal; provided, that the disputed account, bill, note or other evidence of indebtedness cannot be consolidated with any other account, bill, note or other evidence of indebtedness.

(e) Nothing in this section relieves a collection service licensee from complying with the "Fair Debt Collection Practices Act", 15 U.S.C. § 1692, as amended, or deprives any debtor of the right to assert defenses as provided therein.

SECTION 2. This act shall take effect July 1, 2004, the public welfare requiring it.

Senator Trail declared Rule 13 on **Senate Bill No. 1539**.

Senator Haynes moved to amend as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 1

AMEND by deleting subdivision (a)(4) in Section 1 of the bill as amended and by substituting instead the following:

(4) A collection service licensee bringing suit in its own name as an assignee may submit an affidavit of sworn account as plaintiff pursuant to Tennessee Code Annotated, Section 24-5-107(a).

AND FURTHER AMEND by deleting subsection (b) in Section 1 of the bill as amended and by substituting instead the following:

(b) A collection service licensee may commence litigation for the collection of an assigned account, bill, note or other indebtedness in a court of competent jurisdiction located in any of the following counties:

(1) The county in which the debtor resides;

(2) The county in which the account, bill, note or other indebtedness arose;

(3) In the case of accounts, bills, notes or other indebtedness consolidated under subdivision (d)(1), the county in which all such accounts, bills, notes or other indebtedness arose, but only if the accounts, bills, notes or other indebtedness all arose in the same county; or

(4) In the case of co-debtors, a county in which one of the co-debtors resides.

AND FURTHER AMEND by adding the following as a new subdivision in subsection (d) in Section 1 of the bill as amended:

(3) For any account on which an affidavit of sworn account is filed pursuant to Tennessee Code Annotated, Section 24-5-107(a), a separate affidavit shall be filed for each account in a consolidated action.

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

On motion, Amendment No. 1, as amended, was adopted.

Senator Haynes moved that **Senate Bill No. 1539**, as amended, be placed on the calendar for Wednesday, February 18, 2004, which motion prevailed.

Senate Bill No. 2329 -- Unemployment Compensation -- Provides that certain individuals, who are deemed by the IRS not to be employees of certain firms for purposes of certain federal statutes, shall not be deemed to be employees of such firms for purposes of the Tennessee employment security law. Amends TCA Title 50, Chapter 7, as amended.

Senate Bill No. 2329, as amended, passed its third and final consideration by the following vote:

| | |
|------------|----|
| Ayes | 32 |
| Noes | 0 |

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

Senate Bill No. 2061 -- Transportation, Dept. of -- Authorize commissioner to enter into agreement with U.S. government concerning right-of-way for U.S. 79 in Montgomery and Stewart Counties. Amends TCA Title 4, Chapter 3, Part 23 and Title 54.

Senate Bill No. 2061 passed its third and final consideration by the following vote:

| | |
|------------|----|
| Ayes | 32 |
| Noes | 0 |

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Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron,

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Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

MOTION

Senator Crutchfield moved that the rules be suspended for the immediate consideration of **House Joint Resolution No. 866**, out of order, which motion prevailed.

RESOLUTION LYING OVER

House Joint Resolution No. 866 -- General Assembly, Recess & Reconvene -- Adjourns general assembly at the close of business on Thursday, February 12, 2004, and reconvenes on Wednesday, February 19, 2004.

On motion of Senator Crutchfield, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 866** was concurred in by the following vote:

| | |
|----------------|----|
| Ayes | 32 |
| Noes | 0 |

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

MOTION

Senator Crutchfield moved that the rules be suspended for the immediate consideration of **House Joint Resolution No. 867**, out of order, which motion prevailed.

RESOLUTION LYING OVER

House Joint Resolution No. 867 -- General Assembly, Joint Conventions -- TennCare address by Governor Bredesen, February 17, 2004.

On motion of Senator Crutchfield, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 867** was concurred in by the following vote:

| | |
|----------------|----|
| Ayes | 32 |
| Noes | 0 |

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Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron,

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Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

MOTION

Senator Crutchfield moved that the Proposed Schedule for the week of February 16, 2004, be adopted and made the action of the Senate, which motion prevailed by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

**TENNESSEE STATE SENATE
103rd GENERAL ASSEMBLY**

**PROPOSED SCHEDULE
FOR THE WEEK OF FEBRUARY 16, 2004**

MONDAY -- February 16

No Floor Session -- State Holiday

TUESDAY -- February 17

| | |
|--------------------------|---|
| 8:30 a.m. -- 10:30 a.m. | Finance, Ways & Means Committee |
| 10:30 a.m. -- 12:30 p.m. | State & Local Government Committee |
| 12:30 p.m. -- 1:30 p.m. | Lunch |
| 1:30 p.m. -- 3:30 p.m. | Commerce, Labor & Agriculture Committee |
| 3:30 p.m. -- 5:30 p.m. | Judiciary Committee |
| 5:45 p.m. | Joint Convention |
| | Governor's TennCare Address |

WEDNESDAY -- February 18

| | |
|--------------------------|---|
| 8:30 a.m. -- 9:30 a.m. | Education Committee |
| 9:30 a.m. -- 10:30 a.m. | General Welfare, Health & Human Resources |
| 10:30 a.m. -- 11:30 a.m. | Environment, Conservation & Tourism Committee |
| 11:30 a.m. -- 12:30 p.m. | Lunch |
| 12:30 p.m. -- 1:30 p.m. | Transportation Committee |
| 1:30 p.m. -- 2:30 p.m. | Government Operations Committee |
| 3:00 p.m. | Session -- Senate Chamber |

THURSDAY -- February 19

9:00 a.m. Session -- Senate Chamber

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OTHER MEETINGS:

Tuesday, February 17, 2004 – Commerce, Labor & Agriculture Pre-Meeting
7:30 a.m. – Speaker Wilder's Conference Room
Wednesday, February 18, 2004 – Joint Oversight Committee on Workers' Compensation
4:00 p.m. – Room 12/14 LP

NOTICE

Pursuant to Rule 44, notice was given that the following bill was returned from the House of Representatives amended. Under the rule, the bill lies over.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2048, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

RECALL OF BILL

On motion of Mr. Speaker Wilder, **Senate Bill No. 3154** was recalled from the Committee on Judiciary.

REFERRAL

Mr. Speaker Wilder moved that Senate Bill No. 3154 be referred to the Committee on Education, which motion prevailed.

RECALL OF BILL

On motion of Senator Beavers, **Senate Bill No. 2053** was recalled from the Committee on Finance, Ways and Means.

WITHDRAWAL OF BILL

On motion of Senator Beavers, Senate Bill No. 2053 was withdrawn from the Senate.

WITHDRAWAL OF CAPTION BILLS

Pursuant to Rule 28, the Speaker announced that no objections having been filed, the following bills were recalled from the Clerk's desk and withdrawn from the Senate:

Senate Bill No. 2199 by Senator Clabough.

Senate Bill No. 2287 by Senator Ford.

Senate Bill No. 2310 by Senator Bryson.

Senate Bill No. 3007 by Senator Graves.

MOTION

On motion of Senators Crowe and Ramsey, their names were added as sponsors of **House Joint Resolution No. 841**.

On motion, all Senators' names were added as sponsors of **House Joint Resolution No. 847; and Senate Joint Resolutions Nos. 738 and 739**.

On motion of Senator Kurita, her name was added as sponsor of **House Joint Resolution No. 843**.

On motion of Senator Graves, her name was added as sponsor of **House Joint Resolution No. 842**.

On motion of Senator Herron, his name was added as sponsor of **Senate Bill No. 2061**.

On motion of Senator Burks, her name was added as sponsor of **Senate Bills Nos. 1607, 1715, 2183, 2431, 2433, 2434, 2746 and 2875**.

On motion of Senator Beavers, her name was added as sponsor of **Senate Bills Nos. 2063 and 2376**.

ENGROSSED BILLS

February 12, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 2061, 2183, 2184, 2329, 2341, 2430, 2434 and 2746; and Senate Joint Resolutions Nos. 738 and 739; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2144, 2506, 2842 and 2869; passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 866 and 867, adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 850, 851, 852, 853, 854, 855, 856, 857, 859, 860 and 869; adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 699, concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 719, 720, 725, 726 and 727; concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 748, concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

ENROLLED BILLS

February 12, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 630, 632, 699, 719, 720, 725, 726, 727 and 748; and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 838, 840, 841, 842, 843, 844, 845, 847, 866 and 867; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

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MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 821, 822, 823, 824, 826, 831, 832, 833, 834 and 848; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

SIGNED

February 12, 2004

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 630, 632, 699, 719, 720, 725, 726, 727 and 748.

SIGNED

February 12, 2004

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 838, 840, 841, 842, 843, 844, 845, 847, 866 and 867.

SIGNED

February 12, 2004

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 821, 822, 823, 824, 826, 831, 832, 833, 834 and 848.

MESSAGE FROM THE HOUSE

February 12, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 630, 632, 699, 719, 720, 725, 726, 727 and 748; signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

February 12, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 630, 632, 699, 719, 720, 725, 726, 727 and 748; for his action.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

February 12, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 729, with his approval.

ROBERT E. COOPER, JR.,
Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

February 12, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 748, with his approval.

ROBERT E. COOPER, JR.,
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR #1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, February 18, 2004: House Joint Resolution No. 739; Senate Joint Resolutions Nos. 740, 741, 742, 743, 744, 745, 749, 750 and 751; and Senate Resolutions Nos. 123 and 124.

This the 12th day of February, 2004.
CROWE, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR #2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, February 18, 2004: Senate Bills Nos. 2153, 2275, 2475, 2476, 2481, 2488, 2489, 2562, 2563, 2703, 2730 and 2912; and Senate Resolutions Nos. 114, 115, 116 and 117.

This the 12th day of February, 2004.
CROWE, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, February 18, 2004: Senate Bills Nos. 2079 and 2480; Senate Joint Resolution No. 737; and Senate Bills Nos. 348 and 1539.

This the 12th day of February, 2004.
CROWE, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
LOCAL BILL
CONSENT CALENDAR**

Pursuant to Rule 26, the following bills have been set on the Consent Calendar for Wednesday, February 18, 2004: Senate Bills Nos. 2064, 2151 and 2511.

THURSDAY, FEBRUARY 12, 2004 -- 60TH LEGISLATIVE DAY

**SENATE
MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bill and it has been set on the Message Calendar for Wednesday, February 18, 2004: Senate Bill No. 2048.

ADJOURNMENT

Senator Crutchfield moved the Senate adjourn pursuant to **House Joint Resolution No. 866** until 3:00 p.m., Wednesday, February 18, 2004, which motion prevailed.